Application Number	R		SAEKI ET AL.		
Document Code - DISQ	Internal De		ocument – DO NOT MAIL		
TERMINAL DISCLAIMER	☐ APPROVED		☑ DISAPP	☑ DISAPPROVED	
Date Filed : April 21, 2006	This patent is subject to a Terminal Disclaimer				
Approved/Disapproved by:					
Henry D. Jefferson					
			:		

U.S. Patent and Trademark Office

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

To Examiner: CHEVALIER, ROBERT Art Unit Jefferson, Henry PARALEGAL SPCECIALIST SUBJECT: Decision on Terminal Disclaimer(T.D.) filed: INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If yo form paragraphs identified by this informal memo in your next Office action to notify applican or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORMATI MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION please initial, date and return this memo to me. THANK YOU. The T.D. is PROPER and has been recorded (see 14.23). The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below use of a deposit account	09910733				
PARALEGAL SPCECIALIST Drop-Off Location SUBJECT: Decision on Terminal Disclaimer(T.D.) filed: INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If yo form paragraphs identified by this informal memo in your next Office action to notify applican or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORM/IT MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION please initial, date and return this memo to me. THANK YOU. The T.D. is PROPER and has been recorded (see 14.23). The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below The TD fee of	2621				
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The 15 fee ofnas not been submitted not is there any authorizate	v (see 14.24):				
	ion in the application file for the				
The T.D. does not satisfy Rule 321 in that the person who has signed the T his/her interest (and/or the extent of the interest of the business entity rej in the application/patent (see 14.26 & 14.26.01).					
The T.D. lacks the enforceable only during common ownership clause – ned double patenting rejection, Rule 321(b) (see 14.27.01).	The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).				
The T.D. is directed to a particular claim(s), which is not acceptable since portion of the term of the entire patent to be granted" (MPEP 1490) (see 1	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).				
The person who signed the T.D.:					
is not an attorney "of record" (see 14,29 and 14.29.01).					
has failed to state his/her capacity to sign for the business entity	(see 14.28).				
is not recognized as an officer of the assignee (see 14.29 & possi	ble 14.29.02).				
No documentary evidence of a chain of title from the original inventor(s) to nor is the reel and frame number specified as to where such evidence is re (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence frame number may be found in the T.D. or in a separate paper of record in	corded in the Office e or the specifying of the reel and				
The T.D. is not signed (see 14.26 & 14.26.03).					
patenting rejection is missing or incorrect (see 14.32).	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).				
The serial number of this application (or the number of the patent in reexa disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).	m or reissue cases being				
The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or	14.26.03).				
Other:	<u> </u>				
Suggestion to request refund (see 14.36). NOTE: If already authorized, creand do not check this item.					
I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this	edit refund to deposit account				
Ex.Initials: Date:	,				



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 4880

Shinichi SAEKI et al. : Attorney Docket No. 2001_1039

Serial No. 09/910,733 : Group Art Unit 2616

Filed July 24, 2001 : Examiner Robert Chevalier

OPTICAL DISC, RECORDING APPARATUS, AND COMPUTER-READABLE RECORDING MEDIUM

Mail Stop: Amendment

TERMINAL DISCLAIMER UNDER 37 CFR 1.321

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

Sir:

The owner, Matsushita Electric Industrial Co., Ltd., of 100% interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent No. 6,253,026, issued June 26, 2001. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and Patent No. 6,253,026, issued June 26, 2001 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of Patent No. 6,253,026, issued June 26, 2001, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims

84/24/2886 SZEWDIE1 08888182 89918733 81 FC:1814 138.98 OP cancelled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney of record.

April 21, 2006

By:

Matthew M. Jacob, Reg. No. 25,154

Terminal disclaimer fee under 37 CFR 1.20(d) is included.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Confirmation No. 4880

Shinichi SAEKI et al.

Attorney Docket No. 2001_1039

Serial No. 09/910,733

Group Art Unit 2616

Filed July 24, 2001

Examiner Robert Chevalier

OPTICAL DISC, RECORDING APPARATUS, AND COMPUTER-READABLE RECORDING MEDIUM

Mail Stop: Amendment

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Terminal Disclaimer

\$130 00°

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Shinichi SAEKI et al.

Rν

David M. Ovedovitz

Registration No. 45,336

Attorney for Applicants

DMO/jmj WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 April 21, 2006

[Check No. 73698

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